



IT IS ORDERED as set forth below:

Date: September 16, 2025

A handwritten signature in black ink, reading "Jeffery W. Cavender".

**Jeffery W. Cavender
U.S. Bankruptcy Court Judge**

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

IN RE:)	CHAPTER 13
MARY RYAN MZEE)	CASE NUMBER A23-54923-JWC
)	
DEBTOR)	

**CONSENT ORDER ON TRUSTEE'S MOTION TO DISMISS FOR FAILURE TO
PROVIDE TAX RETURNS OR REFUNDS**

On September 08, 2025 at 10:00 am, the Court held a hearing on the Trustee's Motion to Dismiss based upon the failure of the Debtor to remit tax return(s) or refund(s) to the Chapter 13 Trustee. It further appears to the Court that the Debtor, through counsel, agreed at the call of the Court's calendar to a consent agreement. For cause shown, **IT IS HEREBY**

ORDERED, that the Debtor shall remit their Federal Income tax return or proof of an Income Tax Extension to the Trustee by May 15th of each calendar year for the remaining years the case is pending. If an extension is provided then the Debtor must provide the actual return to the Trustee by the extension deadline to be in compliance with the terms of this Order. Additionally, unless further Court order allows retention, the Debtor shall pay any tax refund for the years of the Debtor's Applicable Commitment Period or any other agreed upon years to the

Trustee by May 15th of each calendar year. If the Debtor fails to provide either the tax refund or tax return to the Trustee by May 15th or the date of the granted extension then the case shall be dismissed without further hearing upon receipt of the Chapter 13 Trustee's Supplemental Status Report requesting an Order of Dismissal. The Debtor may also submit notice to the Trustee that they are not required to file Federal Income Tax Returns or notice to the Trustee if the anticipated refund has not been received by the Debtor by the May 15th due date. Prior to recommending dismissal the Trustee shall contact the Debtor's attorney via email to alert them of the default at least 10 business days prior to recommending dismissal by supplemental report. Additionally, a letter will be sent to the Debtor each calendar year requesting a copy of the tax return and **IT IS FURTHER**

ORDERED, that due to the Debtor spending the Federal Income tax refund(s) for the 2024 tax year(s) without prior permission of the Court, the plan base is hereby increased by \$2,600.00.

The Clerk of the Court is directed to serve this Order on the parties included in the attached distribution list.

END OF DOCUMENT

CONSENTED TO BY:

/s/ _____
Julie M. Anania
Attorney for the Chapter 13 Trustee
State Bar No. 477064
303 Peachtree Center Avenue, NE
Suite 120
Atlanta, GA 30303
678-992-1201

/s/ _____
Stanley J. Kakol, Jr.
Attorney for Debtor
State Bar No. 406060
The Law Office Of Stanley J. Kakol, Jr.
5353 Fairington Rd
Suite C
Lithonia, Ga 30038
*Signed by Julie M. Anania
with express permission*

DISTRIBUTION LIST

Case No.: A23-54923-JWC

Debtor:

Mary Ryan Mzee
**6432 East Meyer Drive
Morrow, Ga 30260

Debtor Attorney:

The Law Office Of Stanley J. Kakol, Jr.
5353 Fairington Rd
Suite C
Lithonia, Ga 30038

Chapter 13 Trustee:

Nancy J. Whaley
303 Peachtree Center Ave., NE
Suite 120
Atlanta, GA 30303

In re:
Mary Ryan Mzee
Debtor

Case No. 23-54923-jwc
Chapter 13

CERTIFICATE OF NOTICE

District/off: 113E-9
Date Rcvd: Sep 16, 2025

User: bncadmin
Form ID: pdf403

Page 1 of 2
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
#	Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Sep 18, 2025:

Recip ID	Recipient Name and Address
db	#+ Mary Ryan Mzee, 6432 East Meyer Drive, Morrow, GA 30260-8131

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Sep 18, 2025

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 16, 2025 at the address(es) listed below:

Name	Email Address
Chad R Simon	on behalf of Creditor Toyota Motor Credit Corporation Notices.Bonial@ecf.courtdrive.com;GAECFNotices@BonialPC.com
Julie M. Anania	on behalf of Trustee Nancy J. Whaley ECF@njwtrustee.com
Matthew Franklin Totten	on behalf of Creditor Progress Residential Direct Services LLC mft@tottenfirm.com, jet@tottenfirm.com,mtots@recap.email
Nancy J. Whaley	ecf@njwtrustee.com
Stanley J. Kakol, Jr.	on behalf of Debtor Mary Ryan Mzee documents@sjklawfirm.com

District/off: 113E-9

User: bncadmin

Page 2 of 2

Date Rcvd: Sep 16, 2025

Form ID: pdf403

Total Noticed: 1

KakolSR88373@notify.bestcase.com;sjkcourtnotices@gmail.com

TOTAL: 5